

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

SINCO, INC.,)	
)	
Plaintiff,)	8:03CV315
)	
v.)	
)	
U.S. CHICORY INC.,)	ORDER
)	
Defendant.)	
_____)	

Now pending before the court is defendant's MOTION FOR ATTORNEY'S FEES AND COSTS (#49). Defendant was awarded costs and fees at the time the court granted defendant's motion to compel discovery (*see* #48). The supporting affidavit (#50) shows that defense counsel expended 2.30 hours in preparing the motion to compel. I find that counsel spent a reasonable amount of time preparing the motion to compel. I further find that the \$100.00 hourly rate reflects a reasonable charge for professional legal services in this court by lawyers regularly employed to perform like services.

IT IS ORDERED that defendant's MOTION FOR ATTORNEY'S FEES AND COSTS (#49) is granted in the amount of \$230.00, said amount to be paid or offset at the time of final judgment.

DATED July 18, 2005.

BY THE COURT:

s/ F.A. Gossett
United States Magistrate Judge